

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 165 - SB 178

February 26, 2019

SUMMARY OF ORIGINAL BILL: Requires the Commissioner of the Department of Environment and Conservation (TDEC) to grant permits for subsurface sewage disposal systems in areas where a moratorium has been placed for connecting to a public sewer system.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (004862): Deletes all language after the enacting clause. Prohibits the Commissioner of the TDEC from denying permits for subsurface sewage disposal systems, in areas where a moratorium has been placed on additional connections to a public sewer system, and if the applicant has submitted documentation with their application that the applicant cannot connect due to the moratorium. Requires the seller of a property, for which a subsurface sewage disposal system has been installed and where there is a future obligation to connect to the public sewer system after the moratorium is lifted, to disclose the future obligation to the purchaser of the real estate.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 68-221-403(a)(6), it is currently the duty of the Commissioner of TDEC to issue permits for the installation of subsurface sewage disposal systems.
- It is assumed that any cost to disconnect from the subsurface sewage disposal system and connect with the public sewer system would be borne by the permit holder and not by the state or its agencies.
- Any impacts on local governments as a result of this legislation is considered not significant because the process of connecting to locally-operated sewer systems would be the same under the provisions of this legislation as they would be under current law.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The script is cursive and fluid.

Krista Lee Carsner, Executive Director

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